IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter G. Klimko David P. Bingaman

Serial No.: 10/697,135 (Conf. No. 9753)

Filed: October 30, 2003

FOR THE TREATMENT OF OCULAR

NEOVASCULAR OR EDEMATOUS

DISORDERS AND DISEASES

Group Art Unit: 1618

Examiner: Z. Fay

Atty. Dkt. No.: 2439 US

RESPONSE TO THE OFFICE ACTION MAILED JANUARY 5, 2009

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Office Action mailed January 5, 2009.

Terminal Disclaimer fees are submitted herewith. The Assistant Commissioner is authorized to withdraw any additional fees that may be due under 37 C.F.R. §§ 1.16 to 1.21 from Alcon Deposit Account No. 010682.

Reconsideration of the application is respectfully requested.

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.